

ASSEMBLY BILL

No. 310

Introduced by Assembly Member Umberg

February 10, 2005

An act to add Section 21354.2 to the Government Code, relating to public employees' retirement.

LEGISLATIVE COUNSEL'S DIGEST

AB 310, as introduced, Umberg. Public employees' retirement: school members.

Under the Public Employees' Retirement Law, a member's retirement allowance is calculated as a percentage of the members' final compensation. School members, as defined, are generally subject to a 2% at age 55 benefit formula.

This bill would provide that school members, other than school safety members, who retire on and after January 1, 2006, shall be subject to a 2.5% at age 55 benefit formula.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 21354.2 is added to the Government
2 Code, to read:
3 21354.2. The combined current and prior service pensions for
4 a school member is a pension derived from the contributions of
5 the employer sufficient, when added to the service retirement
6 annuity that is derived from the accumulated normal
7 contributions of the member at the date of retirement, to equal
8 the fraction of one-fiftieth of the member's final compensation

set forth opposite the member's age at retirement, taken to the preceding completed quarter year, in the following table, multiplied by the number of years of current and prior service except service in a category of membership other than that of school member with which the member is entitled to be credited at retirement:

Age at Retirement	Fraction
50	1.0000
50 1/4	1.0125
50 1/2	1.0250
50 3/4	1.0375
51	1.0500
51 1/4	1.0625
51 1/2	1.0750
51 3/4	1.0875
52	1.1000
52 1/4	1.1125
52 1/2	1.1250
52 3/4	1.1375
53	1.1500
53 1/4	1.1625
53 1/2	1.1750
53 3/4	1.1875
54	1.2000
54 1/4	1.2125
54 1/2	1.2250
54 3/4	1.2375
55 and over	1.2500

(b) The fraction specified in the above table shall be reduced by one-third as applied to that part of final compensation that does not exceed four hundred dollars (\$400) per month for all service of a member any of whose service has been included in the federal system. This subdivision shall not apply to school members whose service is included in the federal system with respect to service performed on or after January 1, 2006.

1 (c) This section shall supersede Sections 21353 and 21354.1
2 with respect to a school member who retires on or after January
3 1, 2006. This section shall not apply to a school safety member.

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